IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE SIDE
WRIT PETITION NO. 5401 OF 2005

Smt. Usha Panditrao Borse and Ors... Petitioners

Versus

The Special Recovery & Sales Officer,
Mahanagar Cooperative Bank Ltd.
& Ors. .. Respondents

Mr. Sachindra B. Shetye for Petitioners.

Mr. C.R. Sonawane, A.G.P. for Respondent Nos. 3 to 5.

CORAM : F.I. REBELLO &
DR. D.Y. CHANDRACHUD,JJ.
DATED : 26TH SEPTEMBER, 2005

P.C.

. It is the case of the Petitioners that though there was an award against her late husband, the property which is sought to be attached is exclusively belonginmg to her pursuant to order of the State Government dated 8.4.2002. Earlier it is pointed out that the order of taking possession was passed on 10.3.2005 and the possession in fact was taken back on 21.3.2005. The order of attachment is of 16.4.2004 which is after the property was allotted to the Petitioner herein. It is Petitioner's further case that on 23.4.2004 the petitioner was put in possession.

. Rule 107 of the M.C.S. Rules, provides a complete procedure of the person aggrieved to file objections. Once that be the case, this will not be a fit case for this court to exercise extra ordinary jurisdiction. Petitioner has remedy at law. Hence, petition rejected.

(F.I. REBELLO,J.)

(DR. D.Y. CHANDRACHUD,J.)